

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

WALKER DIGITAL, LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 11-313-SLR
)	
FACEBOOK, INC., FANDANGO, INC.)	JURY TRIAL DEMANDED
EXPEDIA, INC., FROM YOU FLOWERS, LLC,)	
ELITE TOY STORE, INC., FAST)	
FURNISHINGS, INC., AMAZON.COM, INC.,)	
EBAY, INC., AMERICAN AIRLINES, INC. and)	
ZAPPOS.COM, INC.,)	
)	
Defendants.)	

**DEFENDANT AMAZON.COM, INC.'S AND
DEFENDANT ZAPPOS.COM, INC.'S MOTION TO DISMISS
PLAINTIFF'S FIRST AMENDED COMPLAINT**

Pursuant to Federal Rule of Civil Procedure 12(b)(6), Defendants Amazon.com, Inc. and Zappos.com, Inc. respectfully move to dismiss with prejudice the claims against them in Plaintiff's First Amended Complaint for failure to state a claim upon which relief can be granted. The grounds for this motion are set forth in Defendants' Memorandum of Law in Support of its Motion, which is being filed contemporaneously herewith.

Counsel met and conferred regarding this Motion; Plaintiff will oppose.

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Dated: August 15, 2011
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CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on August 15, 2011, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on August 15, 2011, the attached document was Electronically Mailed to the following person(s):

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